IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Revision No. 3337 of 2006

Date of decision: 06.03.2007

Suraj Bhan

..... Petitioner.

Versus

Bharat Sanchar Nigam Ltd.

..... Respondent.

CORAM: HON'BLE MR. JUSTICE M.M. AGGARWAL

Present:- Mr. A.K. Khunger, Advocate
for the petitioner.

Mr. Anil Rathee,Advocate
for the respondent.

M.M. AGGARWAL, J. (ORAL)

This order will dispose of civil revision Nos. 3337 and 3338 of 2006.

These are petitions against the orders dated 03.06.2006 of Additional Civil Judge (Senior Division), Bathinda made in the different case between the same parties whereby applications of the plaintiff, now respondent were allowed and one opportunity was given to the plaintiff to lead evidence.

Counsel for the petitioner points out that evidence of the plaintiff, now respondent was closed vide order dated 12.03.2005 and the case was fixed for defendant's evidence. The trial Court could not review its own order by granting another opportunity to the plaintiff, now respondent to lead evidence. It was also argued that even plaintiff, now respondent had not been burdened with costs.

I have gone through the order of trial Court and the facts of the case. Even if the evidence of the plaintiff now respondent was earlier closed by order, vide impugned order only one opportunity was given for evidence of the plaintiff. No interference is called for.

Dismissed. However, plaintiff now respondent shall liable to pay Rs.1000/- costs to the opposite party in each case for availing of the opportunity to lead evidence.

March 06, 2007 **(M.M. AGGARWAL)**
Dinesh **JUDGE**